

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

## Decision by Court.

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court adopts the conclusions in the M&R [D.E. 19], DENIES plaintiff's motion for judgment on the pleadings [D.E. 12], GRANTS defendant's motion for judgment on the pleadings [D.E. 16], AFFIRMS defendant's final decision, and DISMISSES this action.

**This Judgment Filed and Entered on August 15, 2023, and Copies To:**

Branch W. Vincent , III (via CM/ECF electronic notification)  
Cathleen C. McNulty (via CM/ECF electronic notification)  
Keeya M. Jeffrey (via CM/ECF electronic notification)

DATE:  
August 15, 2023

PETER A. MOORE, JR., CLERK  
(By) /s/ Stephanie Mann  
Deputy Clerk